

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HOUSE BILL 2284

AN ACT

AMENDING SECTION 15-184, ARIZONA REVISED STATUTES; RELATING TO CHARTER SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 15-184, Arizona Revised Statutes, is amended to
3 read:

4 15-184. Charter schools: admission requirements

5 A. A charter school shall enroll all eligible pupils who submit a
6 timely application, unless the number of applications exceeds the capacity of
7 a program, class, grade level or building. A charter school shall give
8 enrollment preference to pupils returning to the charter school in the second
9 or any subsequent year of its operation and to siblings of pupils already
10 enrolled in the charter school. A charter school that is sponsored by a
11 school district governing board shall give enrollment preference to eligible
12 pupils who reside within the boundaries of the school district where the
13 charter school is physically located. **A CHARTER SCHOOL MAY GIVE ENROLLMENT
14 PREFERENCE TO AND RESERVE CAPACITY FOR PUPILS WHO ARE CHILDREN OF PERSONS
15 EMPLOYED BY THE CHARTER HOLDER OR AT THE CHARTER SCHOOL.** If capacity is
16 insufficient to enroll all pupils who submit a timely application, the
17 charter school shall select pupils through an equitable selection process
18 such as a lottery except that preference shall be given to siblings of a
19 pupil selected through an equitable selection process such as a lottery.

20 B. Except as provided in subsection C, a charter school shall not
21 limit admission based on ethnicity, national origin, gender, income level,
22 disabling condition, proficiency in the English language or athletic ability.

23 C. A charter school may limit admission to pupils within a given age
24 group or grade level.

25 D. A charter school shall admit pupils who reside in the attendance
26 area of a school or who reside in a school district that is under a court
27 order of desegregation or that is a party to an agreement with the United
28 States department of education office for civil rights directed toward
29 remediating alleged or proven racial discrimination unless notice is received
30 from the resident school that the admission would violate the court order or
31 agreement. If a charter school admits a pupil after notice is received that
32 the admission would constitute such a violation, the charter school is not
33 allowed to include in its student count the pupils wrongfully admitted.

34 E. A charter school may refuse to admit any pupil who has been
35 expelled from another educational institution or who is in the process of
36 being expelled from another educational institution.